

Serial No. 09/014087

PATENT

Letter
S. Bryce
6/30/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Carlyle, et al. Examiner: Paul Prebilic
Serial No.: 09/014087 Group Art Unit: 3738
Filed: 1/27/1998 Docket No.: 01610.0053-US-01
Title: PROSTHESIS WITH ASSOCIATED GROWTH FACTORS

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on June 20, 2003.

Iain A. McIntyre
Name

Signature

COMMUNICATION

Mail Stop Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R370

Dear Sir:

Applicants are in receipt of an Office communication dated June 6, 2003 providing notification that the Appeal Brief as filed May 23, 2003 is defective because it was not provided in triplicate.

During a telephone conference on June 12, 2003, Examiner Paul Prebilic informed Applicants' representative that only one copy of the Appeal Brief and Appendices were received. At the Examiner's request, Applicants are resubmitting herewith two complete copies of the Appellant's Brief on Appeal with Appendices. Applicants believe they are in compliance with 37 CFR § 1.192(a) and request consideration of the brief by the Board of Patent Appeals and Interferences. For the Examiner's review and convenience, a courtesy copy of the return postcard showing the

mailing date of May 23, 2003 and the Patent and Trademark Office date stamp of May 28, 2003 indicating receipt of the above-identified papers in triplicate on that date is also enclosed.

It is believed no additional fee is due for this submission. However, if any fees are due, the Office is hereby authorized to charge any additional fees that may be deemed necessary to Deposit Account Number 50-1038.

If the Examiner feels a telephone conference would be helpful in resolving any issues concerning this communication, please contact the below-signed attorney, Iain A. McIntyre at 952.253.4110.

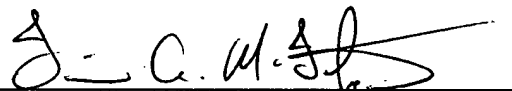
Respectfully submitted,

Altera Law Group, LLC



Date: June 20, 2003

By:


Iain A. McIntyre
Reg. No. 40,337
IAM/mar